

Please cancel claim 18 without prejudice or disclaimer.

Please cancel claim 20 without prejudice or disclaimer.

REMARKS

Claims 1-3, 5-7, 9-11, 13-15 and 17-20 were pending in the application.

Claims 6-7, 9, 15, 18 and 20 have been cancelled. Claims 3 and 10 have been amended.

Claims 1-3, 5, 10-11, 13-14, 17 and 19 remain pending in the application.

After more than three failed attempts to speak to Examiner Owens, I am filing a CPA and preliminary amendment. In order to expedite prosecution, all claims to the method of treating the side effects associated with human immunodeficiency virus have been cancelled without prejudice or disclaimer.

Claims Rejected under 35 U.S.C. §112

All rejections under this section may not properly be removed due to the cancellation of any claims to the method of treating the side effects associated with human immunodeficiency.

Claims Rejected under 35 U.S.C. §103

The Examiner has rejected claims 1-3, 5-7, 9-11, 13-15, and 17-20 under 35 U.S.C. §103

(a). Claims 6, 7, 9, 15, 18 and 20 have been cancelled. Of the remaining rejected claims there

are two independent claims. They are claims 1 and 10. Claim 1 is to a composition and claim 10 is to a method of treatment of HIV infected patients.

The Applicant's attorney is preparing an affidavit (but did not have it readied in time to file with this CPA) under 37 C.F.R. §1.132 detailing a study performed at Georgetown University Medical Center in which the Applicant's drug therapy, which is the subject of the present patent application, has a synergist effect and that there were unexpected results as a result of this study. The anti-cortisol effect of the combination of drugs, which are the subject of the present invention, was elevated when compared with the anti-cortisol capabilities of each ingredient taken separately. This should lead to the proper withdrawal of the §103 objections by the Examiner.

It is respectfully submitted that the present application is now in condition for allowance and such action is earnestly requested. A telephone conference regarding this application is earnestly desired and encouraged.

Respectfully submitted,

Dated: 6/30/00

By:



Cheryl S. Scotney, Reg. No. 46,218
Attorney for Applicants
Standley & Gilcrest LLP
495 Metro Place South, Suite 210
Dublin, Ohio 43017-5315
Telephone: (614) 792-5555
Facsimile: (614) 792-5536